

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

RICHARD ROGERS, individually and on	)	
behalf of similarly situated individuals,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 19 cv 2937
	)	
CSX INTERMODAL TERMINALS, INC., a	)	Hon. Marvin E. Aspen
Delaware corporation	)	
	)	
Defendant.	)	
	)	
	)	

**JOINT STATUS REPORT ON SETTLEMENT**

Pursuant to the Court's June 26, 2020 Order (Dkt. 41) Plaintiff, Richard Rogers ("Plaintiff"), and Defendant CSX Intermodal Terminals, Inc. ("Defendant"), hereby submit this joint status report.

**Settlement efforts**

The parties participated in full day mediation sessions via Zoom before the Hon. James R. Epstein (Ret.) of JAMS Chicago on June 18, 2020 and, again, on July 8, 2020. While the Parties were unable to reach a settlement on July 8, 2020, the mediation was productive and the Parties have elected to engage in a follow up mediation with Judge Epstein on August 26, 2020. The Parties have agreed to stay Defendant's discovery responses pending the outcome of the forthcoming third mediation and respectfully request that the Court extend the current deadlines as follows: discovery on class certification shall close on March 3, 2021, the motion for class certification, if any, is due by April 8, 2021, and the response to such motion for class certification is due by May 6, 2021. The Parties will file a further Joint Status Report within seven (7) days following their upcoming mediation.

Dated: July 15, 2020

MCGUIRE LAW, P.C.

By: David L. Gerbie  
David Louis Gerbie  
Brendan James Duffner  
McGuire Law, P.C.  
55 West Wacker Drive, 9th Fl.  
Chicago, IL 60601  
T: (312) 893-7002  
dgerbie@mcgpc.com  
bduffner@mcgpc.com

*Attorneys for Plaintiff Richard Rogers*

Respectfully submitted,

BAKER & HOSTETLER LLP

By: Joel Griswold  
Joel Griswold  
Baker & Hostetler LLP  
SunTrust Center  
200 South Orange Avenue, Suite 2300  
Orlando, FL 32801-3432  
T: (407) 649-4088  
jcgriswold@bakerlaw.com

Bonnie Keane DelGobbo  
Melissa M. Hewitt  
Baker & Hostetler LLP  
One North Wacker Drive, Suite 4500  
Chicago, IL 60606-1901  
T: (312) 416-6200  
F: (312) 416-6201  
bdelgobbo@bakerlaw.com  
mhewitt@bakerlaw.com

*Attorneys for Defendant CSX Intermodal  
Terminals, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned attorney certifies that she filed and served the foregoing document upon all parties of record via the United States District Court's CM/ECF system, which will send notice of the filing to all counsel of record. Parties may access the filing through the Court's CM/ECF system.

/s/\_\_\_\_\_